

1 AN ACT concerning health.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Secretary of State Act is amended by adding
5 Section 35 as follows:

6 (15 ILCS 305/35 new)

7 Sec. 35. Task Force on Best Practices and Licensing of
8 Non-Transplant Organ Donation Organizations.

9 (a) The General Assembly finds and declares that:

10 (1) Non-transplant organ donation organizations that
11 accept or process whole body donations or body parts not
12 for transplantation owe a duty of transparency and
13 safekeeping to the donor and his or her next of kin.
14 Medical and scientific research is critical to a continued
15 understanding of the human body, disease, and training the
16 next generation of medical professionals, funeral home
17 directors, coroners, and mortuary students. Non-transplant
18 organ donation organizations do not include organizations
19 that receive body parts for the purposes of
20 transplantation.

21 (2) Recently, non-transplant organizations that
22 receive or process whole body donation or body part
23 donation not for transplantation purposes, have misused or

1 mishandled donor bodies and body parts.

2 (3) Neither State nor federal law adequately regulates
3 this industry.

4 (b) As used in this Section, "Task Force" means the Task
5 Force on Best Practices and Licensing of Non-Transplant Organ
6 Donation Organizations.

7 (c) There is created a Task Force on Best Practices and
8 Licensing of Non-Transplant Organ Donation Organizations to
9 review and report on national standards for best practices in
10 relation to the licensing and regulation of organizations that
11 solicit or accept non-transplantation whole bodies and body
12 parts, including licensing standards, State regulation,
13 identification of bodies and body parts, and sanctions. The
14 goal of the Task Force is to research the industry,
15 investigate State and local standards, and provide
16 recommendations to the General Assembly and Office of the
17 Governor.

18 (d) The Task Force's report shall include, but not be
19 limited to, standards for organizations that accept whole body
20 and body part donation, the application process for licensure,
21 best practices regarding consent, the identification,
22 labeling, handling and return of bodies and body parts to
23 ensure proper end-use and return to the next of kin, and best
24 practices for ensuring donors and next of kin are treated with
25 transparency and dignity. The report shall also evaluate and
26 make a recommendation as to the area of State government most

1 appropriate for licensing organizations and regulation of the
2 industry. The report shall also make a recommendation on
3 legislation to enact the findings of the Task Force.

4 (e) The Task Force shall meet no less than 5 times between
5 the effective date of this amendatory Act of the 102nd General
6 Assembly and December 31, 2021. The Task Force shall prepare a
7 report that summarizes its work and makes recommendations
8 resulting from its review. The Task Force shall submit the
9 report of its findings and recommendations to the Governor and
10 General Assembly no later than January 15, 2022.

11 (f) The Task Force shall consist of the following 8
12 members:

13 (1) the Secretary of State or his or her designee;

14 (2) one member appointed by the Secretary of State
15 from the Department of Organ Donor of the Office of the
16 Secretary of State;

17 (3) one member appointed by the President of the
18 Senate;

19 (4) one member appointed by the Minority Leader of the
20 Senate;

21 (5) one member appointed by the Speaker of the House
22 of Representatives;

23 (6) one member appointed by the Minority Leader of the
24 House of Representatives;

25 (7) one member appointed by the Director of Public
26 Health; and

1 (8) one member from a University or Mortuary School
2 that has experience in receiving whole body donations,
3 appointed by the Governor.

4 (g) The Secretary of State shall designate which member
5 shall serve as chairperson and facilitate the Task Force. The
6 members of the Task Force shall be appointed no later than 90
7 days after the effective date of this amendatory Act of the
8 102nd General Assembly. Vacancies in the membership of the
9 Task Force shall be filled in the same manner as the original
10 appointment. The members of the Task Force shall not receive
11 compensation for serving as members of the Task Force.

12 (h) The Office of the Secretary of State shall provide the
13 Task Force with administrative and other support.

14 (i) This Section is repealed on July 1, 2022.

15 Section 99. Effective date. This Act takes effect upon
16 becoming law.